

The Honorable J. Kelley Arnold

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

RICKEY PERALEZ, on behalf of  
himself and others similarly situated,

Plaintiff,

v.

THE WASHINGTON STATE  
DEPARTMENT OF CORRECTIONS;  
HAROLD CLARKE; DOUGLAS  
WADDINGTON; BELINDA  
STEWART; KEVIN SHANAHAN;  
JEAN STEWART; and JOHN DOES 1-  
20, employees and officials of the  
Washington Department of Corrections  
and/or Stafford Creek Corrections Center,

Defendants.

NO. C06-5625 JKA

STIPULATION AND ORDER  
REGARDING AMENDMENT OF  
SETTLEMENT:  
TIMING OF PAYMENT TO  
CLASS MEMBERS

**STIPULATION**

Pursuant to the Settlement in this matter, the parties hereby stipulate to a change in the settlement agreement and request that the Court enter the subjoined order approving the same. At the present time the Settlement Agreement (preliminarily approved by the Court on May 12,

2008) states at p. 8, line 21: "Payments to the individual members of the Settlement Class who deliver a verified, signed claim form shall be made not more than thirty calendar days following return of a claim form." The parties stipulate that this sentence should be replaced by the following sentence: "Payments to the individual members of the Settlement Class who deliver a verified, signed claim form shall be made not more than thirty days *after final approval of the Settlement Agreement (now scheduled for presentation and hearing on August 5, 2008).*"

DATED this 6th day of June, 2008.

ROBERT M. MCKENNA  
Attorney General

/s/Mark C. Jobson  
MARK C. JOBSON, WSBA No. 22171  
Assistant Attorney General  
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/s/Mark C. Jobson for  
EDWIN S. BUDGE, WSBA No. 24182  
ERIK J. HEIPT, WSBA No. 28113  
Of Budge & Heipt, PLLC  
Attorneys for Plaintiff and the Class

## ORDER

The Court has reviewed the foregoing stipulation and, based on that stipulation, hereby orders that the Settlement is amended to reflect this change and approved by the Court.

DATED this 20<sup>th</sup> day of June, 2008.

/s/ J. Kelley Arnold  
The Honorable J. Kelley Arnold  
United States Magistrate Judge